

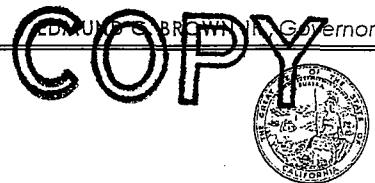
ATTACHMENT 12. AB 1420 AND WATER METER COMPLIANCE INFORMATION

Attachments to this Section:

The Sonoma County Water Agency submitted AB 1420 compliance tables and supporting documentation to DWR for the Proposition 84 Round 1 Implementation Grant. DWR responded in a letter dated January 27, 2011 that the Sonoma County Water Agency has and is currently implementing the BMPs consistent with AB 1420 and, therefore, is eligible to receive water management grant or loan funds. Copies of these documents are attached for reference.

DEPARTMENT OF WATER RESOURCES

1416 NINTH STREET, P.O. BOX 942836
SACRAMENTO, CA 94236-0001
(916) 653-5791



ORIGINAL DOCUMENT
SONOMA COUNTY WATER AGENCY

January 27, 2011

FEB - 9 2011

To: Rosselli

CF/40-0-1 Urban Water Management Plan - 2009/2010

CF/0-0-20 Potential Grant Funding Sources

Mr. Grant Davis
General Manager
Sonoma County Water Agency
404 Aviation Boulevard
Santa Rosa, California 95403

Dear Mr. Davis:

The Department of Water Resources (DWR) has reviewed the Sonoma County Water Agency's (SCWA) Self-Certification Statement – Tables 1 and 2 submitted on January 3, 2011, regarding implementation of the Urban Best Management Practices (BMPs).

The purpose of DWR's review is to determine eligibility of SCWA to receive water management grant or loan funds. DWR has followed the *Draft AB 1420 Compliance Requirements* dated June 1, 2009. For detailed information, please visit <http://www.water.ca.gov/wateruseefficiency/finance/>.

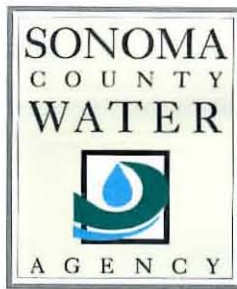
Based on DWR's review of the information in Tables 1 and 2, SCWA has and is currently implementing the BMPs consistent with AB 1420 and, therefore, is eligible to receive water management grant or loan funds.

DWR reserves the right to request additional information and documentation, including reports from SCWA to substantiate the accuracy of the information provided in Tables 1 and 2. DWR may reverse or modify its eligibility determination and notify you and the funding agency if inaccuracies are found in the supporting documentation or in Tables 1 and 2.

If you have any questions, please contact me at (916) 651-7025 or Jodi Evans at (916) 651-7026.

Sincerely,

Fethi BenJemaa
Ag Water Use Efficiency Section Chief



FILE:CF/0-0-20 POTENTIAL GRANT FUNDING SOURCES

January 3, 2011

Katherine Gledhill
West Coast Watershed
11526 Sutton Street
Petaluma, CA 94952

Subject: Executed AB 1420 and AB 2572 Certifications - Copeland Creek Watershed Storm Water Detention/Groundwater Recharge, Habitat Restoration, and Steelhead Refugia Project

Dear Ms. Gledhill:

Please find enclosed an executed original AB1420 and AB 2572 certifications with supporting documents in support of the Sonoma County Water Agency Proposition 84 IRWMP Round 1 implementation application for the Copeland Creek Watershed Storm Water Detention/Groundwater Recharge, Habitat Restoration, and Steelhead Refugia Project.

Please feel free to contact me at lynne.rosselli@scwa.ca.gov or (707) 524-3771 if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Lynne Rosselli".

Lynne Rosselli
Administrative Services Officer

Enc One executed original AB1420 and AB 2572 certifications with supporting documents

RW\\files\\server\\Data\\CL\\pinks\\week 01-03-11\\Cover Letter Ab1420 Compliance_20110103.docx

Note: Table 1 documents Status of Past and Current BMP implementation.

Self-Certification Statement: The Urban Water Supplier and its authorized representative certifies, under penalty of perjury, that all information and claims, stated in this table, regarding compliance and implementation of the BMPs, including alternative conservation approaches, are true and accurate. This signed AB 1420 Self-Certification Statement Table 1, and Table 2 are the basis for granting funds by the Funding Agency. Falsification and/or inaccuracies in AB 1420 Self Certification Statement Table 1, and Table 2 and in any supporting documents substantiating such claims may, at the discretion of the funding agency, result in loss of all State funds to the applicant. Additionally, the Funding Agency, in its sole discretion, may halt disbursement of grant or loan funds, not pay pending invoices, and/or pursue any other applicable legal remedy and refer the matter to the Attorney General's Office.

Name of Signatory Grant Davis Title of Signatory General Manger Signature of signatory [Signature] Date 1-3-11

Application Date:

Proposal Identification Number: CUWCC Member? Yes/No

| Has Urban Water Supplier submitted a 2005 Urban Water Management Plan? Yes/No | yes | Is the UWM Plan Deemed Complete by DWR? Yes/No | yes |
|---|-----|--|-----|
|---|-----|--|-----|

Applicant Name: Sonoma County Water Agency (North Coast IRWMP)

Project Title:

| | | | |
|---|-------------------------|----------------------------|-----------------------------------|
| Applicant's Contact Information: | Name: Kent Gylfe | Phone: 707-547-1977 | E-mail: kgylfe@scwa.ca.gov |
|---|-------------------------|----------------------------|-----------------------------------|

Participants:

| Retailer (List Below) | Wholesaler (List Below) |
|-----------------------|----------------------------|
| | Sonoma County Water Agency |
| | |
| | |
| | |

| C1 | C2 | C3 | C4 | C5 | *C6 | C7 | **C8 | **C9 | **C10 | C11 | C12 | C13 | C14 | C15 | C16 | C17 | C18 |
|----|----|----|----|----|-----|----|------|------|-------|-----|-----|-----|-----|-----|-----|-----|-----|
|----|----|----|----|----|-----|----|------|------|-------|-----|-----|-----|-----|-----|-----|-----|-----|

[illegible]

| C1 | C2 | C3 | C4 | C5 | *C6 | C7 | **C8 | **C9 | **C10 | C11 | C12 | C13 | C14 | C15 | C16 | C17 | C18 |
|--------------------------------------|-----------------------------------|--|---|-------------------|-----------------|--|------------|---------------------------------|--------------------|-----------------|-------------------------|--|--|---|---|---|-----|
| BMPs required for Wholesale Supplier | BMPs required for Retail Supplier | BMPs | BMP Implemented by Retailers and/or Wholesalers / BMP | | | Compliance Options/Alternative Conservation Approaches (1) | | | BMP Is Exempt (2) | | | BMP Implementation Requirements Met | | | | | |
| | | | Retailer Yes/No | Wholesaler Yes/No | Regional Yes/No | BMP Checklist | Flex Track | Gallons Per Capita Per Day GPCD | Not Cost Effective | Lack of Funding | Lack of Legal Authority | CUWCC MOU Requirement Met: Retailer Yes/No | CUWCC MOU Requirement Met: Wholesaler Yes/No | Date of BMP Report Submitted to CUWCC for (2007-2008) (MOU Signatories) | Date BMP Implementation Data Submitted to DWR in CUWCC Format (Non MOU Signatories) (3) | All Supporting Documents have been Submitted Yes/No | |
| | ✓ | BMP 5 Large Landscape Conservation Programs and Incentives | | | | | | | | | | | | | | | |
| | ✓ | BMP 6 High-Efficiency Washing Machine Rebate Programs | | | | | | | | | | | | | | | |
| ✓ | ✓ | BMP 7 Public Information | | yes | | x | | | | | | | | yes | 1/9/2009 | | |
| ✓ | ✓ | BMP 8 School Education | | yes | | x | | | | | | | | yes | 1/9/2009 | | |
| | ✓ | BMP 9 Conservation programs for Commercial, Industrial, and Institutional (CII) Accounts | | | | | | | | | | | | | | | |
| ✓ | | BMP 10 Wholesale Agency Assistance Programs | | yes | | x | | | | | | | | yes | 1/9/2009 | | |
| | ✓ | BMP 11 Conservation Pricing | | | | | | | | | | | | | | | |
| ✓ | ✓ | BMP 12 Conservation Coordinator | | yes | | x | | | | | | | | yes | 1/9/2009 | | |
| | ✓ | BMP 13 Water Waste Prohibitions | | | | | | | | | | | | | | | |
| | ✓ | BMP 14 Residential ULFT Replacement Programs | | | | | | | | | | | | | | | |

*C6: Wholesaler may also be a retailer (supplying water to end water users)

**C8, **C9, **, and C10: Agencies choosing an alternative conservation approach are responsible for achieving water savings equal or greater than that which they would have achieved using only BMP list.

(1) For details, please see: <http://www.cuwcc.org/mou/exhibit-1-bmp-definitions-schedules-requirements.aspx>.

(2) BMP is exempt based on cost-effectiveness, lack of funding, and lack of legal authority criteria as detailed in the CUWCC MOU

(3) Non MOU signatories must submit to DWR reports and supporting documents in the same format as CUWCC.

Provide Schedule, Budget, and Finance Plan to Demonstrate Commitment to Implement All BMP's to Become in Compliance with BMP Implementation - Commencing Within 1st Year of Agreement for Which Applicant Receives Funds.

Name of Signatory Grant Davis Title of Signatory General Manager Signature of signatory [Signature] Date 1-5-11

| | | | | |
|---------------------------------|---|---|--------|----------------------------------|
| Proposal Identification Number: | <input type="text"/> | CUWCC Member? | Yes/No | <input type="text"/> |
| Applicant Name: | <input type="text" value="Sonoma County Water Agency (North Coast IRWMP)"/> | Is the UWM Plan Deemed Complete by DWR? | Yes/No | <input type="text" value="Yes"/> |
| Project Title: | | | | |

Applicant's Contact Information: Name Kent Gylfe (707-547-1977)

| Retailer (List Below) | | | |
|-----------------------|--|--|--|
| Participants: | | | |
| | | | |
| | | | |
| | | | |

| C1 | C2 | C3 | C4 | C5 | *C6 | C7 | C8 | **C9 | **C10 | **C11 | C12 | C13 | C14 | C15 | C16 | C17 | C18 | C19 |
|----|----|----|----|----|-----|----|----|------|-------|-------|-----|-----|-----|-----|-----|-----|-----|-----|
|----|----|----|----|----|-----|----|----|------|-------|-------|-----|-----|-----|-----|-----|-----|-----|-----|

[illegible]

| CUWCC 2010 Flex Track BMPs | BMPs required for Wholesale Supplier | BMPs required for Retail Supplier | BMPs | BMP Implemented by Retailers and/or Wholesalers | | | Alternative Conservation Approaches Yes/No | Compliance Options / Alternative Conservation Approaches (1) | | | BMP is Exempt (2) | | | Implementation Scheduled to Commence within 1st Year of Agreement | | | | | | | Funds Requested, if Available. (See AB 1420 Compliance Table 3) Yes/No |
|--|--|---|--|---|----------------------|--------------------|---|--|------------|---|----------------------|-----------------|----------------------------|---|-------------------------|--------------------------------|------------------|---|--------------------------------|--|---|
| | | | | Retailer Yes/No | Wholesaler Yes/No | Regional Yes/No | | BMP Checklist | Flex Track | Gallons Per Capita Per Day GPCD | Not Cost Effective | Lack of Funding | Lack of Legal Authority | Start Date (MM/YR) | Completion Level (%) | BMP Completion Date (MM/YR) | Budget (Dollars) | Funding Source & Finance Plan to Implement BMPs | Meets CUWCC Coverage Yes/No | | |
| 3.30 | | ✓ | BMP 6 High-Efficiency Washing Machine Rebate Programs | | | | | | | | | | | | | | | | | | |
| 3.40 | | ✓ | BMP 14 Residential ULFT Replacement Programs | | | | | | | | | | | | | | | | | | |
| 4. Commercial, Industrial, Institutional | | | | | | | | | | | | | | | | | | | | | |
| 4.00 | | ✓ | BMP 9 Conservation programs for Commercial, Industrial, and Institutional (CII) Accounts | | | | | | | | | | | | | | | | | | |
| 5. Landscape | | | | | | | | | | | | | | | | | | | | | |
| 5.00 | | ✓ | BMP 5 Large Landscape Conservation Programs and Incentives | | | | | | | | | | | | | | | | | | |

*C6: Wholesaler may also be a retailer (supplying water to end water users)

**C9, ** C10, and **C11: Agencies choosing an alternative conservation approach are responsible for achieving water savings equal or greater than that which they would have achieved using only BMP list.

(1) For details, please see <http://www.cuwcc.org/mou/exhibit-1-bmp-definitions-schedules-requirements.aspx>.

(2) BMP is exempt based on cost-effectiveness, lack of funding, or lack of legal authority, as detailed in the CUWCC MOU.

BMP 3 Coverage Requirement Status

Reporting Unit ID

208

Rep Unit Name:

Sonoma County Water Agency

Date MOU Signed:

6/1/1998

Reporting Period:

07-08

Rep Unit Category:

Wholesale Only

RU indicated "At least as effective as" implementation during report period: No

RU filed an exemption for this BMP during report period: No exemption request filed

If exemption filed, type: _____

Exhibit 1 Coverage Requirement

An agency must meet one of two conditions to be in compliance with BMP 3:

Condition 1: Perform a prescreening audit. If the result is equal to or greater than 0.9 nothing more needs be done.

Condition 2: Perform a prescreening audit. If the result is less than 0.9, perform a full audit in accordance with AWWA's Manual of Water Supply Practices, Water Audits, and Leak Detection.

RU operates a water distribution system: Yes

Tests For Conditions 1 and 2

| Report Year | Report Period | Pre Screen Completed | Pre Screen Result | Full Audit Indicated | Full Audit Completed |
|-------------|---------------|----------------------|-------------------|----------------------|----------------------|
| 1999 | 99-00 | Yes | 100.0% | No | Yes |
| 2000 | 99-00 | Yes | 100.0% | No | Yes |
| 2001 | 01-02 | Yes | 98.2% | No | No |
| 2002 | 01-02 | Yes | 98.2% | No | No |
| 2003 | 03-04 | Yes | 96.5% | No | No |
| 2004 | 03-04 | Yes | 96.4% | No | No |
| 2005 | 05-06 | Yes | 96.1% | No | No |
| 2006 | 05-06 | Yes | 100.6% | No | No |
| 2007 | 07-08 | Yes | 101.3% | No | No |
| 2008 | 07-08 | Yes | 86.6% | Yes | No |

BMP 3 Coverage Status Summary

Water supplier is not currently on track to meet the coverage requirements for this BMP.

BMP 12 Coverage Requirement Status

Reporting Unit ID

208

Rep Unit Name:

Sonoma County Water Agency

Date MOU Signed:

6/1/1998

Reporting Period:

07-08

Rep Unit Category:

Wholesale Only

RU indicated "At least as effective as" implementation during report period: No

RU filed an exemption for this BMP during report period: No exemption request filed

If exemption filed, type: _____

Exhibit 1 Coverage Requirement

Agency shall staff and maintain the position of conservation coordinator and provide support staff as necessary.

Test For Compliance

| Report Year | Report Period | Conservation Coordinator Position Staffed? | Total Staff on Team (incl. CC) |
|-------------|---------------|---|-----------------------------------|
| 1999 | 99-00 | no | 2 |
| 2000 | 99-00 | yes | 6 |
| 2001 | 01-02 | yes | 7 |
| 2002 | 01-02 | yes | 7 |
| 2003 | 03-04 | yes | 12 |
| 2004 | 03-04 | yes | 12 |
| 2005 | 05-06 | yes | 13 |
| 2006 | 05-06 | yes | 13 |
| 2007 | 07-08 | yes | 11 |
| 2008 | 07-08 | yes | 12 |

BMP 12 Coverage Status Summary

Water supplier has met the coverage requirements for this BMP.

BMP 7 Coverage Requirement Status

Reporting Unit ID

208

Rep Unit Name:

Sonoma County Water Agency

Date MOU Signed:

6/1/1998

Reporting Period:

07-08

Rep Unit Category:

Wholesale Only

RU indicated "At least as effective as" implementation during report period: No

RU filed an exemption for this BMP during report period: No exemption request filed

If exemption filed, type:

Exhibit 1 Coverage Requirement

An agency must meet one condition to comply with BMP 7.

Condition 1: Implement and maintain a public information program consistent with BMP 7's definition.

Test For Condition 1:07-08

| Report Year | Report Period | BMP 7 Implementation Year | RU Has Public Information Program |
|-------------|---------------|---------------------------|-----------------------------------|
| 1999 | 99-00 | 0 | Yes |
| 2000 | 99-00 | 1 | Yes |
| 2001 | 01-02 | 2 | Yes |
| 2002 | 01-02 | 3 | Yes |
| 2003 | 03-04 | 4 | Yes |
| 2004 | 03-04 | 5 | Yes |
| 2005 | 05-06 | 6 | Yes |
| 2006 | 05-06 | 7 | Yes |
| 2007 | 07-08 | 8 | Yes |
| 2008 | 07-08 | 9 | Yes |

BMP 7 Coverage Status Summary

Water supplier has met the coverage requirements for this BMP.

BMP 8 Coverage Requirement Status

Reporting Unit ID

208

Rep Unit Name:

Sonoma County Water Agency

Date MOU Signed:

6/1/1998

Reporting Period:

07-08

Rep Unit Category:

Wholesale Only

RU indicated "At least as effective as" implementation during report period: No

RU filed an exemption for this BMP during report period: No exemption request filed

If exemption filed, type: _____

Exhibit 1 Coverage Requirement

An agency must meet one condition to comply with BMP 8.

Condition 1: Implement and maintain a school education program consistent with BMP 8's definition.

Test For Condition 1

| Report Year | Report Period | BMP 8 Implementation Year | RU Has School Education Program |
|-------------|---------------|---------------------------|---------------------------------|
| 1999 | 99-00 | 0 | Yes |
| 2000 | 99-00 | 1 | Yes |
| 2001 | 01-02 | 2 | Yes |
| 2002 | 01-02 | 3 | Yes |
| 2003 | 03-04 | 4 | Yes |
| 2004 | 03-04 | 5 | Yes |
| 2005 | 05-06 | 6 | Yes |
| 2006 | 05-06 | 7 | Yes |
| 2007 | 07-08 | 8 | Yes |
| 2008 | 07-08 | 9 | Yes |

BMP 8 Coverage Status Summary

Water supplier has met the coverage requirements for this BMP.

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

In 2004, Assembly Bill 2572 added section 529.5 to the Water Code, providing that, commencing January 1, 2010, urban water suppliers must meet certain volumetric pricing and water metering requirements in order to apply for permits for new or expanded water supply, or state financial assistance for the following types of projects:

1. wastewater treatment projects
2. water use efficiency projects (including water recycling projects)
3. drinking water treatment projects

For the purposes of compliance with Section 529.5, a "water use efficiency project" means an action or series of actions that ensure or enhance the efficient use of water or result in the conservation of water supplies.

Please consult with your legal counsel and review sections 525 through 529.7 of the Water Code before completing this certification.

Applicants Affected

This requirement applies to urban water suppliers.

"Urban water supplier" means a supplier, either publicly or privately owned, providing water for municipal purposes either directly or indirectly to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually. An urban water supplier includes a supplier or contractor for water, regardless of the basis of right, which distributes or sells for ultimate resale to customers.

When Certification is Required

State Water Resources Control Board (SWRCB): The application for financial assistance must include a completed and signed certification form demonstrating compliance with the water metering requirements.

Department of Water Resources (DWR) funding applications: This certification must be completed and submitted with the funding application. Check the specific proposal solicitation package for directions on applicability and submittal instructions:

Department of Public Health (DPH) Safe Drinking Water State Revolving Fund Program: This certification must be completed and submitted with the executed Notice of Acceptance of Application (NOAA).

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

Funding Agency name: California Department of Water Resources
Funding Program name: Proposition 84 Integrated Regional Water Management Plan Implementation Grant
Applicant (Agency name): Sonoma County Water Agency
Project Title (as shown on application form): The Copeland Creek Watershed
Detention/Recharge, Habitat Restoration, and Steelhead Refugia Project

Please check one of the boxes below and sign and date this form.

☐ As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the agency is not an urban water supplier, as that term is understood pursuant to the provisions of section 529.5 of the Water Code.

☒ As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the applicant agency has fully complied with the provisions of Division 1, Chapter 8, Article 3.5 of the California Water Code (sections 525 through 529.7 inclusive) and that ordinances, rules, or regulations have been duly adopted and are in effect as of this date.

I understand that the Funding Agency will rely on this signed certification in order to approve funding and that false and/or inaccurate representations in this Certification Statement may result in loss of all funds awarded to the applicant for its project. Additionally, for the aforementioned reasons, the Funding Agency may withhold disbursement of project funds, and/or pursue any other applicable legal remedy.

Grant Davis
Name of Authorized Representative
(Please print)

[Signature]
Signature

General Manager
Title

1-3-11
Date